

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF ALABAMA
201 St. Louis St.
Mobile, AL 36602

Geraldine S. Lester
Clerk

251-441-5391

June 19, 2006

NOTICE

CM/ECF VERSION 3.1

EFFECTIVE OCTOBER 17, 2006

This Court will go live on CM/ECF Version 3.1 on October 17, 2006. Version 3.1 has been developed in direct response to the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005 statistical reporting requirements. Data required to be collected by 28 U.S.C. 159 includes the following:

- Total assets and liabilities and categories thereof;
- Monthly income (current and average) and monthly expenses;
- Debt discharged (as defined by the statute);
- Average time from filing to "closing of the case;"
- For cases closed during the period, statistics regarding the number of cases with reaffirmation agreements and the numbers of reaffirmation agreements, pro se reaffirmation agreements, and court approvals of reaffirmation agreements;
- For chapter 13's, the number of orders entered determining the value of a claim and the number of cases in which an order was entered valuing property securing a claim at less than the amount of the claim;
- The number of 13's dismissed, dismissed for failure to make payments under the plan, the number of cases refilled after dismissal, and the number of cases in which the plan was completed, itemized by the number of plan modifications;
- The number of cases in which a 13 debtor filed another case during the 6-year period preceding the filing;
- The number of cases in which creditors were fined for misconduct and the amount of punitive damages awarded;
- The number of cases in which sanctions or damages were awarded under Rule 9011.

While most of these requirements will be able to be met through existing methods and programs and operational changes in the clerk's office, the primary changes affecting the end user will be additional specificity with respect to the items on pick-lists associated with filings of motions, applications, and notices.

Filers should also be aware that there will probably be changes in the manner in which amended schedules are to be filed.

The clerk's office will continue to issue informational memos on this subject prior to October 17, 2006. The clerk's office will also conduct Version 3.1 training sessions at the Bankruptcy Court prior to October 17, 2006.

Geraldine S. Lester
Clerk of Court